

JANET M. HEROLD, Regional Solicitor
BORIS ORLOV, Senior Trial Attorney (CA #223532)
KATHERINE E. CAMERON, Trial Attorney (WA #41777)
UNITED STATES DEPARTMENT OF LABOR
Office of the Solicitor
300 Fifth Avenue, Suite 1120
Seattle, WA 98104
Tel: (206) 757-6760
Fax: (206) 757-6761
Email: cameron.katherine.e@dol.gov
Attorneys for Eugene Scalia, Secretary,
United States Department of Labor

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

EUGENE SCALIA, Secretary of Labor,
UNITED STATES DEPARTMENT OF
LABOR,¹

Plaintiff,

V.

TFORCE FINAL MILE WEST LLC, a Delaware company; and ON COURIER 365, INC., a California corporation.

Defendants.

Case No. 3:17-cv-06624 RS-SK

**STIPULATION TO CONTINUE DATE OF
SETTLEMENT CONFERENCE; ORDER**

Complaint Filed: November 16, 2017
Trial Date: August 24, 2020

Defendants.

Plaintiff SECRETARY OF LABOR, UNITED STATES DEPARTMENT OF LABOR (“Secretary”), and Defendants TFORCE FINAL MILE WEST LLC (“TForce”) and ON COURIER 365, INC. (“OC 365”) (collectively, “the parties”), stipulate as follows:

1. WHEREAS, on October 7, 2019, the Court entered a stipulated order modifying the scheduling order and continuing the trial date. ECF 77;

2. WHEREAS, per the October 7 order, the settlement conference with Magistrate Judge Westmore scheduled for October 28, 2019, shall be continued to a mutually-convenient date

¹ Eugene Scalia was appointed Secretary of Labor effective September 30, 2019. Pursuant to Fed. R. Civ. P. 25(d) the caption has been changed to reflect the appointment.

1 on or before January 31, 2020;

2 3. WHEREAS, the parties have met and conferred on a mutually-convenient dates to
3 reschedule the settlement conference;

4 NOW, THEREFORE, the Parties hereby stipulate and request an order as follows:

5 4. The settlement conference date shall be continued to a date in January 2020. Parties
6 are not available on the following dates: January 1-3, 6-9, 15, 17, 23-24, 27-31.

7
8 PURSUANT TO STIPULATION, IT IS SO ORDERED.

9
10 The Settlement Conference shall be continued to January 13, 2020 at 11 a.m.

11 12 DATED: 10/18/2019



13 14 HON. KANDIS WESTMORE
15 16 UNITED STATES MAGISTRATE JUDGE

17 Respectfully submitted,

18 19 DATE: October 10, 2019

20 21 s/ Katherine E. Cameron

22 23 KATHERINE E.
24 25 CAMERON
26 27 U.S. Department of Labor
28 29 Attorneys for the
30 31 Secretary of Labor

32 33 s/ Ellen Arabian-Lee

34 35 ELLEN C. ARABIAN-
36 37 LEE
38 39 Arabian-Lee Law Corp.
39 40 Attorney for Defendant
40 41 On Courier 365, Inc.

42 43 s/ Brian Berry

44 45 BRIAN D. BERRY
46 47 Ogletree Deakins Nash Smoak
47 48 & Stewart, P.C.
48 49 Attorney for Defendant
49 50 TForce Final Mile West, LLC